

IN THE HIGH COURT OF ORISSA AT CUTTACK

ABLAPL No.14815 of 2019

Binod Kumar Swain

.... ***Petitioner***
Mr.S.S. Ray-2, Advocate

-versus-

State of Odisha

.... ***Opposite Party***
Mr.B.Bhuyan, Advocate in OPID Cases

**CORAM:
MR. JUSTICE D.DASH**

**ORDER
08.09.2022**

Order No.

12. 1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. The Petitioner having been implicated in B.N. Pur P.S. Case No.64 of 2018 corresponding to G.R. Case No.10 of 2019 registered for alleged commission of offence under section 420/34 of the IPC and section 4/5/6 of the Prize Chits and Money Circulations Schemes (Banning) Act, 1978 pending on the file of the learned Presiding Officer, Designated Court, OPID at Berhampur, has filed this application under section 438 Cr.P.C. for his release on bail in the event of his arrest.
3. Heard learned counsel for the Petitioner and learned counsel for the State in OPID cases.
4. Considering the submission and keeping in view the nature of accusations as to the role of this Petitioner as also the

manner of commission of offences as those emanate from the materials on record; I do not find it to be a fit case for grant of anticipatory bail to the Petitioner.

It is, however, observed that in the event the Petitioner surrenders before the Court below and moves for his release on bail, the same shall be considered on its own merit further taking into account all such developments which have taken place in the meantime in their proper prospective and disposed of early in accordance with law.

5. Accordingly, the ABLAPL is dismissed.

Issue urgent certified copy of this order on proper application.

(D.Dash)
Judge

Basu